

EXHIBIT D

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Christine L. Brakel et al.	)	
Serial No. 08/479,999	)	Group Art Unit: 1803
Filed: June 7, 1995	)	Examiner: Gary L. Kunz, Ph.D.
Title: <b>MODIFIED NUCLEOTIDE COMPOUNDS</b>	)	PREVIOUS GROUP ART UNIT: 1803 PREVIOUS EXAM'R: Gary L. Kunz, Ph.D.

527 Madison Avenue, 9th Floor  
New York, New York 10022  
September 9, 1996

**FILED BY EXPRESS MAIL**

Honorable Commissioner  
of Patents and Trademarks  
Washington, D.C. 20231

Attention: **Application Processing Division**

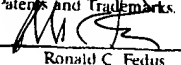
**COMMUNICATION IN RESPONSE TO AUGUST 8, 1995 NOTICE OF INCOMPLETE  
APPLICATION FILED UNDER 37 CFR 1.60 AND AUGUST 8, 1995 NOTICE TO FILE  
MISSING PARTS OF APPLICATION -- NO FILING DATE**

Dear Sir or Madam:

This Communication is in response to the Notice of Incomplete Application Filed Under 37 CFR 1.60 and Notice To File Missing Parts of Application -- No Filing Date, both of which were issued by the Application Processing Division on August 8, 1995.

In response to the two Notices (copies attached), Applicants wish to point out that it was Applicants' intention to file the subject application as a Rule 1.62 continuation (and not as a Rule 1.60 continuation). The issuance of the two Notices probably resulted from Applicants' June 7, 1995 continuation request having been inadvertently designated as a Rule 1.60 filing instead of a Rule 1.62 filing. The return postcard stamped by the Mail Room of the Patent and Trademark Office (copy attached hereto) showed that Applicants had intended to rely on Rule 1.62 for their June 7, 1995 continuation application.

Enz-47(C2)

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No.	EH438873865
Deposit Date	SEPTEMBER 9, 1996
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231	
 Ronald C. Fedus Reg. No. 32,567	SEP 9 1996 Date

Christine L. Brakel et al.

Serial No. 08/479,999

Filed: June 7, 1995

Page 2 (Communication In Response to August 8, 1995 Notice of Incomplete Application  
Filed Under 37 CFR 1.60 And August 8, 1995 Notice To File Missing Parts of Application

-- No Filing Date - September 9, 1996)

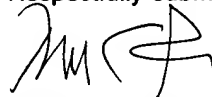
Applicants respectfully request that the two Notices be withdrawn and that the subject application be treated as a Rule 1.62 continuation accorded its June 7, 1995 filing date. Concurrently with this Communication, Applicants are filing a Petition To Revive An Unintentionally Abandoned Application Under 37 C.F.R. §1.137(b) in which the Rule 1.62 intent is expressed. In addition, Applicants are also concurrently filing a Petition Under 37 C.F.R. §1.182 in order to obtain a June 7, 1995 filing date for this application.

Any inconvenience caused by Applicants' June 7, 1995 continuation request is sincerely regretted.

No fee is believed due for this Communication. In the event that any fee or fees are due, however, The Patent and Trademark is authorized to charge Deposit Account No. 05-1135 for any such fee or fees, and to credit any overpayment thereto.

If it would be helpful to the processing of this application, the undersigned may be contacted by telephone at 212-583-0100, and by facsimile at 212-583-0150.

Respectfully submitted,



Ronald C. Fedus  
Registration No. 32,567  
Attorney for Applicants

ENZO THERAPEUTICS, INC.  
c/o ENZO BIOCHEM, INC.  
527 MADISON AVENUE, 9TH FLOOR  
NEW YORK, NY 10022  
TEL (212) 583-0100  
FACSIMILE: (212) 583-0150

Enz-47(C2)